

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

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|--|---|--------------------------------|
| WILLARD LECROY, INDIVIDUALLY | § | |
| AND ON BEHALF OF THE ESTATE OF | § | |
| LILIA LECROY, DECEASED, AND | § | |
| EDWARD LECROY | § | |
| | § | |
| VS. | § | CAUSE NO. 6:17-cv-00280 |
| | § | JURY TRIAL DEMANDED |
| | § | |
| VOLUME TRANSPORTATION, INC. and | § | |
| MARIO SAUCEDO | § | |

STIPULATION OF DISMISSAL

COME NOW Plaintiffs WILLARD LECROY, INDIVIDUALLY AND ON BEHALF OF THE ESTATE OF LILIA LECCROY, DECEASED, and EDWARD LECROY, Intervenor JESSICA LECROY and Defendants VOLUME TRANSPORTATION, INC. and MARIO SAUCEDO, who make and file this stipulation of dismissal pursuant to Section 41(a)(1)(A)(ii), Fed. R. Civ. P.

1. Plaintiffs are WILLARD LECROY, INDIVIDUALLY AND ON BEHALF OF THE ESTATE OF LILIA LECCROY, DECEASED, and EDWARD LECROY; Intervenor is JESSICA LECROY; and Defendants are VOLUME TRANSPORTATION, INC. and MARIO SAUCEDO.
2. Plaintiff moves to dismiss the suit including all claims brought by all parties.
3. Intervenor and Defendants, who have answered, agree to the dismissal.
4. This case is not a class action.
5. A Receiver has not been appointed in this case.
6. There is a counter-claim by defendants against intervenor; there are no cross-claims.

7. This case is not governed by any federal statute that requires a court order for dismissal of the case. An Order is attached for the Court's convenience.
8. No party has previously dismissed an action based on or including the same claims as those presented in this suit.
9. This dismissal is with prejudice to refiling, and that all costs be taxed against the party incurring same.

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on August 1, 2018, all who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3). I hereby certify that I have served all counsel of record electronically or by another manner by Federal Rule of Civil Procedure 5(b)(2).

/s/ Marisa Schouten